

**FILED**

OCT 25 2006

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

CLERK, U.S. DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA  
BY DEPUTY CLERK

JUAN JOSE AMESQUITA,

**ORDER RE: CERTIFICATE OF  
APPEALABILITY**

vs.

1:05-CV-00055 OWW/TAG HC

ROD HICKMAN,

/

Judgment having been entered in this matter, any request for a Certificate of Appealability shall be:

\_\_\_\_ Granted for the following reason:

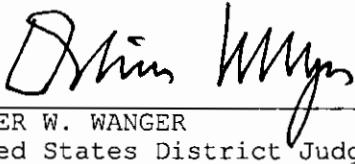
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X

Denied for the following reason:

H/C PETITION FILED 1-72-05 AFTER 5 STATE  
PETITIONS AND PRIOR FEDERAL PETITION FILED IN 2-05  
VOLUNTARILY DISMISSED TO EXHAUST BARRIED BY AEDPA ONE YEAR  
LIMITATIONS - NO BASIS FOR PULLING

Dated: 10-25-06

  
OLIVER W. WANGER

United States District Judge